

Message Text

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ORIGIN OES-05

INFO OCT-01 EUR-12 EA-07 IO-11 ISO-00 PM-04 SP-02 AF-06

ARA-06 NEA-10 FEA-01 ACDA-05 CIAE-00 INR-07 L-03

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PM/NPO - MR. NOSENZO

S/P - MR. KALICKI

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FM SECSTATE WASHDC

TO AMEMBASSY PARIS PRIORITY

INFO USMISSION IAEA VIENNA

AMEMBASSY OTTAWA

AMEMBASSY TOKYO

AMEMBASSY LONDON

AMEMBASSY BONN

AMEMBASSY MOSCOW

USMISSION EC BRUSSELS

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E.O. 11652:GDS

TAGS:TGEN, TECH, FR

SUBJECT: GOF VIEWS ON IAEA BG MEETING; DEPARTMENT'S
RESPONSE

REF: (A) BENGELSDORF/SALMON TELECON OF 3/9; (B) PARIS 6923

1. DEPARTMENT APPRECIATES EMBASSY'S FULL REPORT ON
DE NAZELLE'S REACTIONS TO THE CONSULTATIONS OF THE LONDON
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SUPPLIERS GROUP THAT WERE HELD IN VIENNA PERTAINING TO THE

FRG-BRAZIL-IAEA SAFEGUARDS ACCORD. AS REPORTED IN REF A, WE BELIEVE HIS MISGIVINGS ABOUT FRG INTENTIONS IN THIS REGARD HAVE PROVEN GROUNDLESS INASMUCH AS THE FRG HAS, INDEED, PRESENTED TO OES OFFICE DIRECTOR BENGELSDORF ON MARCH 5 THE TEXT OF THE DRAFT MINUTE THAT WAS FRAMED IN VIENNA CONCERNING THE MANNER IN WHICH THE FRG PROPOSES TO APPROACH THE IMPLEMENTATION OF THE TRILATERAL SAFEGUARDS AGREEMENT.

2. WE ASSUME BY THIS TIME THE GOF HAS ALSO RECEIVED ITS TEXT OF THE MINUTE, WHICH AS THE EMBASSY HAS NOTED, DE NAZELLE FOUND TO BE ACCEPTABLE DURING THE CONSULTATIONS THAT WERE HELD ON THIS SUBJECT IN VIENNA. THE FULL TEXT OF THE MINUTE FOLLOWS:

"PRIOR TO THE FEBRUARY 1976 BOARD OF GOVERNORS MEETING, INFORMAL DISCUSSIONS WERE HELD BETWEEN REPRESENTATIVES OF THE LONDON SUPPLIERS GROUP IN VIENNA. THE SUBJECT WAS THE TEXT OF A PROPOSED TRILATERAL SAFEGUARDS AGREEMENT BETWEEN THE FEDERAL REPUBLIC OF GERMANY, BRAZIL AND THE IAEA THAT WAS SCHEDULED FOR THE BOARD'S CONSIDERATION.

IN THE COURSE OF THESE DISCUSSIONS, THE GOVERNOR OF THE FEDERAL REPUBLIC OF GERMANY STRESSED THAT THE TEXT OF THE BASIC FRG-BRAZILIAN BILATERAL AGREEMENT WHICH SERVED AS THE FOUNDATION FOR THE TRILATERAL AGREEMENT HAD BEEN SIGNED IN JUNE 1975, WELL BEFORE THE LONDON GUIDELINES WERE PUT INTO FINAL FORM IN NOVEMBER 1975, ALTHOUGH THE FRG HAD MADE EVERY EFFORT TO ANTICIPATE THE OUTCOME OF THE LONDON DISCUSSIONS AND IN SOME CASES HAD EXCEEDED THE LEVELS OF CONSTRAINTS SPECIFIED BY THE LONDON UNDERSTANDINGS. WITH THIS IN MIND THE FRG GOVERNOR ACKNOWLEDGED THAT IN ONE PARTICULAR RESPECT, NAMELY THE 20 YEAR PERIOD AS SPECIFIED IN ARTICLE 3 OF THE ACCORD, THE TRILATERAL AGREEMENT FELL SHORT OF THE PERIOD CALLED FOR BY THE LONDON WORKING GROUP. IN ALL OTHER RESPECTS, HOWEVER, THE FRG BELIEVED THAT THE COMBINED EFFECT OF THE TRILATERAL AGREEMENT AND THE BASIC BILATERAL AGREEMENT WOULD BE TO ASSURE THAT THE FRG-BRAZILIAN ARRANGEMENTS MEET THE STANDARDS AS AGREED IN LONDON. FOR EXAMPLE, THE REQUIRE-

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MENT OF SECTION 8 OF THE GUIDELINES THAT BRAZIL NOT PRODUCE URANIUM ENRICHED TO GREATER THAN 20 PER CENT IN THE ISOTOPE U-235 WITHOUT THE CONSENT OF THE FRG, WOULD BE MET THROUGH FRG JOINT PARTICIPATION IN THE BRAZILIAN JET NOZZLE PLANT.

NOTWITHSTANDING THE ONE MINOR DISCREPANCY FROM THE LONDON GUIDELINES AS NOTED ABOVE, AND TO THE EXTENT PER-

MITTED BY INTERNATIONAL LAW, THE FRG GOVERNOR INDICATED THAT IT WAS THE INTENTION OF THE FRG TO IMPLEMENT THE PROPOSED TRILATERAL AGREEMENT WITH BRAZIL AND THE IAEA IN COMPLETE CONFORMITY WITH THE LONDON GUIDELINES. HE ALSO WENT ON TO SAY THAT ALL FUTURE FRG SAFEGUARDS ARRANGEMENTS AND NUCLEAR AGREEMENTS WOULD BE IN STRICT CONFORMITY WITH THE UNDERSTANDINGS PERTAINING TO NUCLEAR EXPORTS MADE BY THE FRG ON JANUARY 27, 1976. MOREOVER, IT WAS THE INTENTION OF THE FRG TO CONTINUE TO WORK WITH THE OTHER SUPPLIERS IN FURTHER PERFECTING AND IMPROVING THE TEXT OF SAFEGUARDS ARRANGEMENTS TO FULLY REFLECT THE LATEST EVOLUTION IN SAFEGUARDS THINKING."

3. DEPARTMENT HAS NOT COMMENTED ON THE BINDER ARTICLE. YOU SHOULD ASSURE DE NAZELLE THAT ARTICLE WAS NOT OFFICIALLY INSPIRED, AND THAT USG DOES NOT FAVOR OR ENDORSE SPECULATIVE PRESS PUBLICITY ON SUCH MATTERS. INGERSOLL

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